B6A (Official Form 6A) (12/07)

In re John H. Hamilton Sr.

Case No. 10-35770-H4-11

(if known)

## **SCHEDULE A - REAL PROPERTY**

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or Exemption	Amount Of Secured Claim
33203 West Haddon Court, Fulshear, Texas 77076 Weston Lakes Sec 4, Blk 14, Lot 14, R/P, an addition in Fort Bend County.	Homestead	C	\$1,700,000.00	\$1,999,007.00

Total: \$1,700,000.00

(Report also on Summary of Schedules)

B6B (Official Form 6B) (12/07)

In re John H. Hamilton Sr.

Case No. **10-35770-H4-11** 

(if known)

# **SCHEDULE B - PERSONAL PROPERTY**

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
1. Cash on hand.	Х			
2. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	v	Checking- Woodforest National Bank	W	Unknown
3. Security deposits with public utilities, telephone companies, landlords, and others.	X			
4. Household goods and furnishings, including audio, video and computer		golden tee machine	С	\$300.00
equipment.		Vitrine	С	\$200.00
		15 animal heads	С	\$1,000.00
		4 televisons set	С	\$1,000.00
		2 bar sets	С	\$500.00
		blackjack table	С	\$1,500.00
		pool table	С	\$3,000.00
		2 leather chairs	С	\$100.00
		jukebox	С	\$1,500.00
		harley davidson pump	С	\$1,200.00
		harley davidson refrigerator	С	\$500.00
		stuffed bear	С	\$300.00
		chaise lounge	С	\$250.00

In re John H. Hamilton Sr.

Case No. **10-35770-H4-11** 

(if known)

# **SCHEDULE B - PERSONAL PROPERTY**

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
		wicker furniture set	С	\$250.00
		medicine chest	С	\$50.00
		pair of bronze giraffe	С	\$225.00
		bedroon set with bench and (2) lamps	С	\$500.00
		bedroom set with (2) nightstands	С	\$500.00
		rocker	С	\$75.00
		recliner	С	\$75.00
		trunk chest	С	\$50.00
		four poster bedroom set	С	\$500.00
		queen bedroom set	С	\$300.00
		(3) living room sets	С	\$350.00
		(2) double door refrigerators	С	\$250.00
		washer and dryer	С	\$200.00
		gym equiptment	С	\$250.00
		(4) bar stools	С	\$150.00
		dinette set	С	\$200.00
		coffee table	С	\$75.00
		sectional sofa set	С	\$175.00
		executive desk	С	\$1,000.00

In re John H. Hamilton Sr.

Case No. <u>10-35770-H4-11</u>

(if known)

# **SCHEDULE B - PERSONAL PROPERTY**

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
		oriental rug	С	\$350.00
		(2) leather chairs	С	\$150.00
		globe	С	\$75.00
		round table	С	\$100.00
		round rug	С	\$75.00
		table with (8) chairs	С	\$3,000.00
		china cabinet	С	\$750.00
		oriental rug	С	\$300.00
		(2) sofas	С	\$150.00
		(2) chairs	С	\$100.00
		coffee table	С	\$500.00
		oriental rug	С	\$300.00
		Three piece bedroom set	С	\$1,500.00
		(2) chairs	С	\$150.00
		bench	С	\$75.00
		recliner	С	\$150.00
		sewing table	С	\$235.00
		(2) sofa chairs	С	\$125.00
		popcorn machine	С	\$300.00

In re John H. Hamilton Sr.

Case No.	10-35770-H4-11
	(if known)

# **SCHEDULE B - PERSONAL PROPERTY**

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
		wall table	С	\$100.00
		poker table	С	\$300.00
		tv set	С	\$300.00
		twin bed	С	\$75.00
		(4) sets outdoor furniture	С	\$500.00
5. Books; pictures and other art objects; antiques; stamp, coin, record, tape, compact disc, and other collections or collectibles.		various family photos.	С	\$100.00
6. Wearing apparel.		Debtors clothing	С	\$500.00
		Non-filing spouses	С	\$1,500.00
7. Furs and jewelry.		wedding band non-filing spouse wedding ring	C C	\$400.00 \$2,000.00
8. Firearms and sports, photographic, and other hobby equipment.	x			
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	x			
10. Annuities. Itemize and name each issuer.	x			

In re John H. Hamilton Sr.

Case No.	10-35770-H4-11
	(if known)

# **SCHEDULE B - PERSONAL PROPERTY**

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	x			
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X			
13. Stock and interests in incorporated and unincorporated businesses. Itemize.		100% interest in Conserv Tech, LLC- closed company	С	\$1.00
14. Interests in partnerships or joint ventures. Itemize.	x			
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	x			
16. Accounts receivable.	х			
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	х			
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.	x			

In re John H. Hamilton Sr.

Case No.	10-35770-H4-11
	(if known)

# **SCHEDULE B - PERSONAL PROPERTY**

		Continuation Sheet No. 3		
Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	x			
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	x			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22. Patents, copyrights, and other intellectual property. Give particulars.	х			
23. Licenses, franchises, and other general intangibles. Give particulars.	х			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	x			
25. Automobiles, trucks, trailers, and other vehicles and accessories.		2004 Lincoln Navigator	С	\$1,000.00
		2005 Mercedes SL 500	W	\$4,500.00

In re John H. Hamilton Sr.

Case No.	10-35770-H4-11
	(if known)

#### **SCHEDULE B - PERSONAL PROPERTY**

Continuation Sheet No. 6

		Continuation Sneet No. 6		
Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
		2007 Mercedes 450GL	Н	\$26,000.00
		2009 Lincoln MKS	W	\$24,000.00
26. Boats, motors, and accessories.	x			
27. Aircraft and accessories.	x			
28. Office equipment, furnishings, and supplies.	X			
29. Machinery, fixtures, equipment, and supplies used in business.	X			
30. Inventory.	x			
31. Animals.	x			
32. Crops - growing or harvested. Give particulars.	x			
33. Farming equipment and implements.	x			
34. Farm supplies, chemicals, and feed.	x			
35. Other personal property of any kind not already listed. Itemize.	x			
(Include amounts from any cont	inuat	6 continuation sheets attached tion sheets attached. Report total also on Summary of Schedules.)	ıl >	\$86,186.00

(Include amounts from any continuation sheets attached. Report total also on Summary of Schedules.)

B6C (Official Form 6C) (4/10)

In re John H. Hamilton Sr.

Case No.	10-35770-H4-11
	(If known)

# **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

Debtor claims the exemptions to which debtor is entitled under: (Check one box)	Check if debtor claims a homestead exemption that exceeds \$146,450.*
☐ 11 U.S.C. § 522(b)(2) ☐ 11 U.S.C. § 522(b)(3)	

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
33203 West Haddon Court, Fulshear, Texas 77076 Weston Lakes Sec 4, Blk 14, Lot 14, R/P, an addition in Fort Bend County.	Const. art. 16 §§ 50, 51, Texas Prop. Code §§ 41.001002	\$0.00	\$1,700,000.00
golden tee machine	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$300.00	\$300.00
Vitrine	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$200.00	\$200.00
15 animal heads	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$1,000.00	\$1,000.00
4 televisons set	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$1,000.00	\$1,000.00
2 bar sets	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$500.00	\$500.00
blackjack table	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$1,500.00	\$1,500.00
pool table	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$3,000.00	\$3,000.00
2 leather chairs	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$100.00	\$100.00
* Amount subject to adjustment on 4/1/13 and every thre commenced on or after the date of adjustment.	e years thereafter with respect to cases	\$7,600.00	\$1,707,600.00

In re John H. Hamilton Sr.

Case No. <u>10-35770-H4-11</u> (If known)

# **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
jukebox	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$1,500.00	\$1,500.00
harley davidson pump	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$1,200.00	\$1,200.00
harley davidson refrigerator	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$500.00	\$500.00
stuffed bear	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$300.00	\$300.00
chaise lounge	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$250.00	\$250.00
wicker furniture set	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$250.00	\$250.00
medicine chest	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$50.00	\$50.00
pair of bronze giraffe	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$225.00	\$225.00
bedroon set with bench and (2) lamps	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$500.00	\$500.00
bedroom set with (2) nightstands	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$500.00	\$500.00
rocker	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$75.00	\$75.00
recliner	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$75.00	\$75.00
trunk chest	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$50.00	\$50.00
		\$13,075.00	\$1,713,075.00

In re John H. Hamilton Sr.

Case No. <u>10-35770-H4-11</u> (If known)

# **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption	
four poster bedroom set	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$500.00	\$500.00	
queen bedroom set	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$300.00	\$300.00	
(3) living room sets	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$350.00	\$350.00	
(2) double door refrigerators	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$250.00	\$250.00	
washer and dryer	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$200.00	\$200.00	
gym equiptment	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$250.00	\$250.00	
(4) bar stools	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$150.00	\$150.00	
dinette set	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$200.00	\$200.00	
coffee table	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$75.00	\$75.00	
sectional sofa set	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$175.00	\$175.00	
executive desk	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$1,000.00	\$1,000.00	
oriental rug	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$350.00	\$350.00	
(2) leather chairs	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$150.00	\$150.00	
		\$17,025.00	\$1,717,025.00	

In re John H. Hamilton Sr.

Case No. <u>10-35770-H4-11</u>

(If known)

# **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption	
globe	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$75.00	\$75.00	
round table	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$100.00	\$100.00	
round rug	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$75.00	\$75.00	
table with (8) chairs	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$3,000.00	\$3,000.00	
china cabinet	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$750.00	\$750.00	
oriental rug	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$300.00	\$300.00	
(2) sofas	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$150.00	\$150.00	
(2) chairs	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$100.00	\$100.00	
coffee table	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$500.00	\$500.00	
oriental rug	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$300.00	\$300.00	
Three piece bedroom set	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$1,500.00	\$1,500.00	
(2) chairs	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$150.00	\$150.00	
bench	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$75.00	\$75.00	
		\$24,100.00	\$1,724,100.00	

In re John H. Hamilton Sr.

Case No. <u>10-35770-H4-11</u>

(If known)

# **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
recliner	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$150.00	\$150.00
sewing table	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$235.00	\$235.00
(2) sofa chairs	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$125.00	\$125.00
popcorn machine	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$300.00	\$300.00
wall table	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$100.00	\$100.00
poker table	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$300.00	\$300.00
tv set	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$300.00	\$300.00
twin bed	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$75.00	\$75.00
(4) sets outdoor furniture	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$500.00	\$500.00
various family photos.	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(1)	\$100.00	\$100.00
Debtors clothing	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(5)	\$500.00	\$500.00
Non-filing spouses	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(5)	\$1,500.00	\$1,500.00
wedding band	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(6)	\$400.00	\$400.00
		\$28,685.00	\$1,728,685.00

In re John H. Hamilton Sr.

Case No.	10-35770-H4-11
	(If known)

# **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
non-filing spouse wedding ring	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(6)	\$2,000.00	\$2,000.00
2005 Mercedes SL 500	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(9)	\$4,500.00	\$4,500.00
2007 Mercedes 450GL	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(9)	\$139.23	\$26,000.00
2009 Lincoln MKS	Tex. Prop. Code §§ 42.001(a), 42.002 (a)(9)	\$1,000.00	\$24,000.00
		\$36,324.23	\$1,785,185.00

# Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 15 of 66

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

IN RE: John H. Hamilton Sr. CASE NO 10-35770-H4-11

CHAPTER 11

# **TOTALS BY EXEMPTION LAW**

Exemption Law	Husband	Wife	Joint	Community	N/A	Exemption Total	Market Value Total
Const. art. 16 §§ 50, 51, Texas Prop. Code §§ 41.001002	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,700,000.00
Tex. Prop. Code §§ 42.001(a), 42.002(a)(1)	\$0.00	\$0.00	\$0.00	\$26,285.00	\$0.00	\$26,285.00	\$26,285.00
Tex. Prop. Code §§ 42.001(a), 42.002(a)(5)	\$0.00	\$0.00	\$0.00	\$2,000.00	\$0.00	\$2,000.00	\$2,000.00
Tex. Prop. Code §§ 42.001(a), 42.002(a)(6)	\$0.00	\$0.00	\$0.00	\$2,400.00	\$0.00	\$2,400.00	\$2,400.00
Tex. Prop. Code §§ 42.001(a), 42.002(a)(9)	\$139.23	\$5,500.00	\$0.00	\$0.00	\$0.00	\$5,639.23	\$54,500.00

# Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 16 of 66

B6D (Official Form 6D) (12/07) In re **John H. Hamilton Sr.** 

(if known)

## **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

- Chear and 20			of thas the creations from the secured claims				55 55H644I6 E	
CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY		CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCT #: xxxx-3103  Chase Auto 201 N. Walnut St # De1-10 Wilmington, DE 19801		С	DATE INCURRED: 01/07/2008 NATURE OF LIEN: Security Agreement COLLATERAL: 2007 Mercedes GL 450 REMARKS:				\$25,860.77	
			VALUE: \$26,000.00					
ACCT #: xxxx-5327  Onewest Bank One National City Kalamazoo, MI 49009		С	DATE INCURRED: NATURE OF LIEN: Deed of Trust COLLATERAL: Homestead REMARKS: 1st Lien				\$1,999,007.00	\$299,007.00
			VALUE: \$1,700,000,00					
Representing: Onewest Bank			Dominique Varner Hughes, Watters & Askanase, LLP 333 Clay, 29th Floor Houston, TX 77002				Notice Only	Notice Only
	•	•	Subtotal (Total of this F	_	-		\$2,024,867.77	\$299,007.00
			Total (Use only on last p	oag	e) >	• [	\$2,024,867.77	\$299,007.00
continuation sheets attached							(Report also on Summary of	(If applicable, report also on

(Report also on Summary of Schedules.)

(If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.) B6E (Official Form 6E) (04/10)

In re John H. Hamilton Sr.

Case No.	10-35770-H4-11
	(If Known)

V	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
ΤY	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.)
	Domestic Support Obligations  Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of credit in an involuntary case  Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$11,725* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans  Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,775* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	<b>Deposits by individuals</b> Claims of individuals up to \$2,600* for deposits for the purchase, lease or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and Certain Other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to Maintain the Capital of an Insured Depository Institution  Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).
	Claims for Death or Personal Injury While Debtor Was Intoxicated  Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).
	Administrative allowances under 11 U.S.C. Sec. 330 Claims based on services rendered by the trustee, examiner, professional person, or attorney and by any paraprofessional person employed by such person as approved by the court and/or in accordance with 11 U.S.C. §§ 326, 328, 329 and 330.
	nounts are subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of istment.
	Nocontinuation sheets attached

Case No. 10-35770-H4-11

(if known)

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

Check this box if debtor has no creditors holdi	ng ι	ınsed	cured claims to report on this Schedule F.				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT#: Alex Yanez 7135 Majestic Oaks Houston, TX 77040		-	DATE INCURRED: CONSIDERATION: Business Debt REMARKS:	x	x	х	\$1.00
Representing: Alex Yanez			Jeffrey C. Jackson Jeffrey C. Jackson PLLC 720 Bayland Ave Houston, TX 77009				Notice Only
ACCT #: Andrew M. Caplan Weycer, Kaplan, Pulaski & Zuber PC Eleven Greenway Plaza, Ste. 1400 Houston, TX 77046		С	DATE INCURRED: CONSIDERATION: Notice Only REMARKS:				\$1.00
ACCT#: xxxx-4199  Bank of America BAC/Fleet Bankcard P O Box 26012 Greensboro, NC 27420		С	DATE INCURRED: CONSIDERATION: Misc. goods and services REMARKS:				\$9,480.00
ACCT#:  Bay Area Windham Park LLC c/o Ross Spence Snow Fogel Spence LLP 2929 Allen Parkway, Ste. 4100 Houston, TX 77019		С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	x	x	х	\$350,000.00
Representing: Bay Area Windham Park LLC			Ross Spence Snow Fogel Spence, LLP 2929 Allen Parkway, Suite 4100 Houston, TX 77019				Notice Only
continuation sheets attached	\$359,482.00						

Case No. 10-35770-H4-11

(if known)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #:  Cathay Holdings 3, LLC c/o Barbara Ellis Locke Lord Bissell & Liddell LLP 100 Congress Ave. Ste. 300 Austin, TX 78701		-	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	х	x	x	\$1.00
Representing: Cathay Holdings 3, LLC			Barbara Ellis Kent Hoffman Locke Lord Bissell & Liddell LLP 100 Congress Avenue, Suite 300 Austin, TX 78701				Notice Only
Representing: Cathay Holdings 3, LLC			Vijay A. D'Cruz Locke Lord Bissell & Liddell, LLP 600 Travis, Suite 3400 Houston, TX 77002-3095				Notice Only
ACCT #: Center Capital Corporation 3 Famr Glen Blvd. Farmington, CT 06032		С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	х	x	x	\$1,887,089.99
Representing: Center Capital Corporation			Dennis A. Dressler Dressler & Peters, LLC 111 W. Washington, Ste. 1900 Chicago, IL 60602				Notice Only
Representing: Center Capital Corporation			Richard L. Crozier Davidson & Troilo 919 Congress Ave., Ste. 810 Austin, TX 78701				Notice Only
Sheet no of continuation she Schedule of Creditors Holding Unsecured Nonpriority C	\$1,887,090.99						

Case No. 10-35770-H4-11

(if known)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #:  Chamberlin Roofing and Waterproofing c/o McCormick, Hancock & Newton 1900 West Loop south, Suite 700 Houston, Texas 77027		-	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:		x	х	\$1.00
ACCT #: xxxx-7482  Chase Bank One Card Services  Westerville, OH 43081	-	С	DATE INCURRED: CONSIDERATION: Misc. goods and services REMARKS:				\$14,037.00
ACCT #: Chocolate Chip Aviation 1388 Flightline Dr. Spring Branch, TX 78070	-	-	DATE INCURRED: CONSIDERATION: Misc. Business Debt REMARKS:			x	\$1.00
ACCT #: CIT Technology Financing Services, Inc. c/o Bankruptcy Processing Solutions, Inc 800 E. Sonterra Blvd., Suite 420 San Antonio, TX 78258	-	-	DATE INCURRED: CONSIDERATION: Misc. Business Debt REMARKS:				\$810.23
ACCT #: Citibank N.A. fka Citibank Texas, NA c/o Karl Burrer Haynes & Boone, LP 1221 McKinney, Ste. 2100 Houston, TX 77010	-	С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	x	x	х	\$19,217,009.76
Representing: Citibank N.A. fka Citibank Texas, NA			Lawrence L. Huelbig Haynes & Boone, LLP 1 Houston Center 1221 McKinney, Ste 2100 Houston, TX 77002				Notice Only
Sheet no. 2 of 13 continuation she Schedule of Creditors Holding Unsecured Nonpriority C	\$19,231,858.99						

Case No. 10-35770-H4-11

(if known)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: Citibank N.A. fka Citibank Texas, NA c/o Karl Burrer Haynes & Boone, LP 1221 McKinney, Ste. 2100 Houston, TX 77010		С	DATE INCURRED: CONSIDERATION: Attorney Fees REMARKS:	х	x	х	\$79,315.00
ACCT #: xxx351  City Bank 5219 City Bank Parkway Lubbock, TX 79407	x	С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	x	x	x	\$7,792,021.40
Representing: City Bank			Michael Hicks Mullin Hoard & Brown. LLP P.O. Box 2585 Lubbock, TX 79408-2585				Notice Only
ACCT #: xxx949  City Bank 5219 City Bank Parkway Lubbock, TX 79407		С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	х	x	х	\$701,076.86
Representing: City Bank			Michael Hicks Mullin Hoard & Brown. LLP P.O. Box 2585 Lubbock, TX 79408-2585				Notice Only
ACCT #: xxx208  City Bank 5219 City Bank Parkway Lubbock, TX 79407		С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	x	x	х	\$132,239.91
Sheet no. 3 of 13 continuation she Schedule of Creditors Holding Unsecured Nonpriority C	l > F.) ne a.)	\$8,704,653.17					

Case No. 10-35770-H4-11

(if known)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: Civil-Surv Land Surveying 4710 Bellaire Blvd. Suite 250 Bellaire, TX 77401		-	DATE INCURRED: CONSIDERATION: Misc. Business Debt REMARKS:			x	\$1.00
ACCT #:  Compass Bank c/o Michael J. Smith Chernosky, Smith, Ressling & Smith PLLC 4646 Wild Indigo, Ste. 110 Houston, TX 77027		-	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	x	x	x	\$1.00
Representing: Compass Bank			Michael J. Smith Chernosky, Smith, Ressling & Smith PLLC 4646 Wild Indigo, Suite 110 Houston, TX 77027				Notice Only
ACCT #: xxxx-2568  DCFS USA LLC 36455 Corporate Dr Farmington Hills, MI 48331		С	DATE INCURRED: CONSIDERATION: Misc. goods and services REMARKS:				\$19,086.00
ACCT#:  Demac Concrete Contractors, Inc. c/o McCormick, Hancock & Newton 1900 West Loop South, Suite 700 Houston, Texas 77027		-	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:		х	х	\$1.00
ACCT #:  Escobedo Erectors c/o Marcos & Associates, P.C. 228 Westheimer Road Houston, Texas 77006		-	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:		x	х	\$1.00
Sheet no. 4 of 13 continuation she Schedule of Creditors Holding Unsecured Nonpriority C	\$19,090.00						

Case No. 10-35770-H4-11

(if known)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: xxxx-7339  FIA CSNA P O Box 26012, NC4-105-02-77 Greensboro, NC 27410		С	DATE INCURRED: CONSIDERATION: Misc. goods and services REMARKS:				\$6,930.00
ACCT #: Foreman Glass & Mirror c/o Charles H. Portz III Portz & Portz 1314 Texas Ave., #1001 Houston, TX 77002		С	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:				\$1.00
ACCT #: Fort Bend County c/o Damon D. Edwards Linebarger, Goggan Blair & Sampson 1301 Travis, Ste. 300 Houston, TX 77002		-	DATE INCURRED: CONSIDERATION: Misc. Business Debt REMARKS:	x	x	х	\$1.00
Representing: Fort Bend County			Damon D. Edwards Maris A. Blair Linebarger Goggan Blair & Sampson, LLP 1301 Travis, Suite 300 Houston, TX 77002				Notice Only
ACCT #: Glen Lowenstein P. O. Box 31339 Houston, Texas 77231		-	DATE INCURRED: CONSIDERATION: Services REMARKS:				\$12,500.00
ACCT #:  Golden Bank, N.A. c/o Shannon, Martin, Finkelstein & Alvar 2400 Two Houston Center 909 Fannin Street Houston, Texas 77010		-	DATE INCURRED: CONSIDERATION: Misc. Business Debt REMARKS:			x	\$1.00
Sheet no. <u>5</u> of <u>13</u> continuation she Schedule of Creditors Holding Unsecured Nonpriority C	\$19,433.00						

Case No. 10-35770-H4-11

(if known)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: HCB Mechanical, Inc. 13217 Weiman Rd. Houston, TX 77041	-	С	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:				\$1.00
ACCT #:  Headwaters Construction Materials c/o Andrew McCormick McCormick McNeal Edler & Williams LP 5909 West Loop South, Ste. 550 Houston, TX 77401		С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	х	x	x	\$18,000.00
Representing: Headwaters Construction Materials			Andrew P. McCormick McCormick, McNeel, Edler & Williams, LLP 5909 West Loop South, Suite 550 Houston, TX 77401				Notice Only
Representing: Headwaters Construction Materials			W. Jeff Paradowski Law Offices of W. Jeff Paradowski 1604 Copperfield Parkway College Station, TX 77845				Notice Only
ACCT #: xxxxx-0001 Imperial Capital Bank 700 N. Central Ave Glendale, CA 91203	-	С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	х	х	x	\$8,214,769.00
ACCT #: xxxxx-0003 Imperial Capital Bank 700 N. Central Ave Glendale, CA 91203	-	С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	x	x	x	\$43,785.00
Sheet no. 6 of 13 continuation she Schedule of Creditors Holding Unsecured Nonpriority C	l > F.) ne a.)	\$8,276,555.00					

Case No. 10-35770-H4-11

(if known)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: xxxx1001 Independence Bank, NA P.O. Box 550289 Houston, TX 77255	х	С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	х	x	x	\$341,907.41
Representing: Independence Bank, NA			Anthony Sullivan Ross Banks May Cron & Cavin PC 2 Riverway, Ste. 700 Houston, TX 77056-1918				Notice Only
ACCT #: Independence Bank, NA P.O. Box 550289 Houston, TX 77255	-	С	DATE INCURRED: CONSIDERATION: Misc. Business Debt REMARKS:	x	x	x	\$79,808.20
Representing: Independence Bank, NA			Anthony Sullivan Ross Banks May Cron & Cavin PC 2 Riverway, Ste. 700 Houston, TX 77056-1918				Notice Only
ACCT #: 3002315327 Indy Mac JPMorgan Chase 12750 Merit Dr Dallas, TX 75251	-	С	DATE INCURRED: CONSIDERATION: Misc. Business Debt REMARKS: 16235 Westheimer Road, Houston, TX 77082	х	х	x	\$1.00
ACCT #: xxx-xx-0075 Internal Revenue Service P.O. Box 21126 Philadelphia, PA 19114-0326	-	С	DATE INCURRED: CONSIDERATION: 1040 Taxes REMARKS: 1040 taxes for 2007				\$87,074.10
Sheet no7 of13 continuation she Schedule of Creditors Holding Unsecured Nonpriority Cl	\$508,790.71						

Case No. 10-35770-H4-11

(if known)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #:  James Nguyen c/o John R. Gladney 6901 Corporate Dr. Suite 111 Houston, Texas 77036		-	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:		x	х	\$1.00
ACCT #:  John H. Bennett, Jr.  Attorney at Law  2777 Allen Pkwy, Ste. 1000  Houston, TX 77019		С	DATE INCURRED: CONSIDERATION: Notice Only REMARKS:				Notice Only
ACCT #:  John Iglehart c/o Snow Fogel Spence, LLP 2929 Allen Parkway, Suite 1400 Houston, Texas 77019		-	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:		x	х	\$1.00
ACCT #:  K&H Group LLC  5710 W. 34th St. Ste. E  Houston, TX 77092		-	DATE INCURRED: CONSIDERATION: Misc. Business Debt REMARKS:	х	х	x	\$1.00
Representing: K&H Group LLC			Jeffrey C. Jackson Jeffrey C. Jackson PLLC 720 Bayland Ave Houston, TX 77009				Notice Only
ACCT#: Lange Mechanical Services, L.P. c/o Ciano Pasta 5718 Westheimer, Suite 940 Houston, TX 77057		С	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:				\$1.00
Sheet no. 8 of 13 continuation she Schedule of Creditors Holding Unsecured Nonpriority C		ıs	(Use only on last page of the completed Sch ort also on Summary of Schedules and, if applicable Statistical Summary of Certain Liabilities and Relat	edu e, o	ota ıle n tl	l > F.) ne	\$4.00

Case No. 10-35770-H4-11

(if known)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: Lee & Assoc. Commercial Real Est. Inc 5872 Ownes Ave., Ste 200 Carlisbad, CA 92008		С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	x	x	x	\$1.00
Representing: Lee & Assoc. Commercial Real Est. Inc			James R. Ballard Schwartz Semerdjian Haile Ballard LLP 101 West Broadway, Ste. 810 San Diego, CA 92101				Notice Only
ACCT #: Lentz Engineering, L.C. c/o Dieringer Law Firm P.O. Box 550020 Houston, Texas 77255		-	DATE INCURRED: CONSIDERATION: Misc. Business Debt REMARKS:			х	\$1.00
ACCT #:  Marina Bay Management, LLC c/o John R. Gladney 6901 Corporate Dr. Suite 111 Houston, Texas 77036		-	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:		x	x	\$1.00
Representing: Marina Bay Management, LLC			John R. Gladney 6901 Corporate Drive, Suite 111 Houston, TX 77036				Notice Only
ACCT #: Michael Parr Couch c/o Snow Fogel Spence, LLP 2929 Allen Parkway, Suite 1400 Houston, Texas 77019		-	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:		x	х	\$1.00
Sheet no. 9 of 13 continuation she Schedule of Creditors Holding Unsecured Nonpriority C	l > F.) ne a.)	\$4.00					

Case No. 10-35770-H4-11

(if known)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: National Loan Investors, L.P. 3030 Northwest Expressway St, Suite 1313 Oklahoma City, OK 73112		С	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:				\$1.00
ACCT #: Nicholas Kazakoff c/o Wilshire & Scott, P.C. 3000 One Houston Center 1221 McKinney Houston, Texas 77010		-	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:		x	х	\$1.00
ACCT #: xxxxx-0001  North Houston Bank P O Box 11626  Houston, TX 77293		С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	x	х	x	\$8,427,837.00
ACCT #: xxxx-9170  Patriot Bank 7500 San Felipe St, Ste 1 Houston, TX 77063		С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	x	х	х	\$634,759.00
ACCT#:  Pennbridge Orchard Plaza S, L.P. c/o John R. Gilbert Gilbert & Gilbert P.O. Box 1819 Angleton, TX 77515		С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	x	х	x	\$1.00
Representing: Pennbridge Orchard Plaza S, L.P.			James H. Billingsley Ashley V. Dixon Kirkpatrick & Lockhart Preston Gates Ell 1717 Main Street, Suit 2800 Dallas, TX 75201				Notice Only
Sheet no					\$9,062,599.00		

Case No. 10-35770-H4-11

(if known)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
Representing: Pennbridge Orchard Plaza S, L.P.			John R. Gilbert Gilbert & Gilbert 222 North Velasco Street P.O. Box 1819 Angleton, TX 77515				Notice Only
ACCT #: Ranger Fire, Inc c/o Brandon Starling 4144 N. Central Expressway, Suite 300 Dallas, Texas 75204		-	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:		x	х	\$1.00
ACCT #:  Regions Bank c/o Ann Marie Laney Hill McGlinchey Stafford PLLC 1001 McKinney St. Ste. 1500 Houston, TX 77002		С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	х	x	х	\$1,500,000.00
Representing: Regions Bank			Anne Marie Laney Hill Jennifer L. Davis McGlinchey Stafford, PLLC 1001 McKinney Street, Suite 1500 Houston, TX 77002				Notice Only
ACCT #: Rodney Dewalt 17711 Butte Creek Road Houston, Texas 77090		-	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:		x	х	\$1.00
Representing: Rodney Dewalt			Macon D. Strother The Strother Law Firm 4545 Mt. Vernon Houston, TX 77006				Notice Only
Sheet no11 of13 continuation sheets attached to Subtotal > Schedule of Creditors Holding Unsecured Nonpriority Claims  Total > (Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)					\$1,500,002.00		

Case No. 10-35770-H4-11

(if known)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: Santa Fe Brokerage Associates, LLC c/o Snow Fogel Spence, LLP 2929 Allen Parkway, Suite 1400 Houston, Texas 77019		-	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:		x	х	\$1.00
ACCT #:  SCS Construction Management, Inc. c/o J. Hans Barcus Cantrell, Ray & Barcus, LLP P.O. Box 1019 Huntsville, TX 77342		С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	х	x	х	\$450,000.00
Representing: SCS Construction Management, Inc.			J. Hans Barcus Cantrell, Ray & Barcus LLP P.O. Box 1019 Huntsville, TX 77342-1019				Notice Only
ACCT #: Suntree Realty Partners, L.P. c/o Wilshire & Scott, P.C. 3000 One Houston Center 1221 McKinney Houston, Texas 77010		-	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:		x	х	\$1.00
ACCT #: Suntree Realty Partners, L.P. c/o Wilshire & Scott, P.C. 3000 One Houston Center 1221 McKinney Houston, Texas 77010		-	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:				\$1.00
ACCT #: Tracy Nguyen c/o John R. Gladney 6901 Corporate Dr. Suite 111 Houston, Texas 77036		-	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:		x	х	\$1.00
Sheet no. 12 of 13 continuation sheets attached to Subtotal > Schedule of Creditors Holding Unsecured Nonpriority Claims  Total > (Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)					\$450,004.00		

Case No. 10-35770-H4-11

(if known)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT#: United Partners Group, LLC c/o Womac & Associates Two Memorial City Plaza 820 Gessner, Suite 1540 Houston, Texas 77024		-	DATE INCURRED: CONSIDERATION: Law Suit REMARKS:		x	x	\$1.00
Representing: United Partners Group, LLC			Brian D. Womac Womac & Associates Two Memorial City Plaza 820 Gessner, Suite 1540 Houston, TX 77024				Notice Only
ACCT #: Wells Fargo Bank, NA c/o Steven J. Lownds Quilling Selander Cummiskey & Lownds PC 2001 Bryan St. Ste. 1800 Dallas, TX 75201		С	DATE INCURRED: CONSIDERATION: Personal Guarantee- Business Debt REMARKS:	x	x	x	\$1.00
Representing: Wells Fargo Bank, NA			Steven J. Lownds Quilling, Selander, Cummiskey & Lownds 2001 Bryan Street, Suite 1800 Dallas, TX 75201				Notice Only
Sheet no13 of13 continuation she			hed to Su	bto	tal :	   	\$2.00
Schedule of Creditors Holding Unsecured Nonpriority C	ialm		(Use only on last page of the completed Schort also on Summary of Schedules and, if applicabl Statistical Summary of Certain Liabilities and Rela	nedi e, o	n th	F.) ne	\$50,019,568.86

B6G (Official Form 6G) (12/07)

In re John H. Hamilton Sr.

Case No. <u>10-35770-H4-11</u>

(if known)

#### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases of contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

☑ Check this box if debtor has no executory contracts or unexpired leases.

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT.	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

B6H (Official Form 6H) (12/07)

In re John H. Hamilton Sr.

Case No. 10-35770-H4-11

(if known)

#### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Automobile One Collectables, L.P. 16325 Westheimer Rd Houston, TX 77082	Independence Bank, NA P.O. Box 550289 Houston, TX 77255
Ruidoso Texas, LTD 410 W. Grand Parkway South Ste. 400 Katy, TX 77494	City Bank 5219 City Bank Parkway Lubbock, TX 79407
Spouse Name Not Entered	Andrew M. Caplan Weycer, Kaplan, Pulaski & Zuber PC Eleven Greenway Plaza, Ste. 1400 Houston, TX 77046
Spouse Name Not Entered	Andrew P. McCormick McCormick, McNeel, Edler & Williams, LLP 5909 West Loop South, Suite 550 Houston, TX 77401
Spouse Name Not Entered	Anne Marie Laney Hill Jennifer L. Davis McGlinchey Stafford, PLLC 1001 McKinney Street, Suite 1500 Houston, TX 77002
Spouse Name Not Entered	Anthony Sullivan Ross Banks May Cron & Cavin PC 2 Riverway, Ste. 700 Houston, TX 77056-1918
Spouse Name Not Entered	Bank of America BAC/Fleet Bankcard P O Box 26012 Greensboro, NC 27420

In re John H. Hamilton Sr.

Case No. 10-35770-H4-11

(if known)

# **SCHEDULE H - CODEBTORS**

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Spouse Name Not Entered	Bay Area Windham Park LLC c/o Ross Spence Snow Fogel Spence LLP 2929 Allen Parkway, Ste. 4100 Houston, TX 77019
Spouse Name Not Entered	Brian D. Womac Womac & Associates Two Memorial City Plaza 820 Gessner, Suite 1540 Houston, TX 77024
Spouse Name Not Entered	Center Capital Corporation 3 Famr Glen Blvd. Farmington, CT 06032
Spouse Name Not Entered	Chase Bank One Card Services Westerville, OH 43081
Spouse Name Not Entered	Chase Auto 201 N. Walnut St # De1-10 Wilmington, DE 19801
Spouse Name Not Entered	Citibank N.A. fka Citibank Texas, NA c/o Karl Burrer Haynes & Boone, LP 1221 McKinney, Ste. 2100 Houston, TX 77010
Spouse Name Not Entered	Citibank N.A. fka Citibank Texas, NA c/o Karl Burrer Haynes & Boone, LP 1221 McKinney, Ste. 2100 Houston, TX 77010

In re John H. Hamilton Sr.

Case No. 10-35770-H4-11

(if known)

# **SCHEDULE H - CODEBTORS**

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Spouse Name Not Entered	City Bank 5219 City Bank Parkway Lubbock, TX 79407
Spouse Name Not Entered	City Bank 5219 City Bank Parkway Lubbock, TX 79407
Spouse Name Not Entered	City Bank 5219 City Bank Parkway Lubbock, TX 79407
Spouse Name Not Entered	DCFS USA LLC 36455 Corporate Dr Farmington Hills, MI 48331
Spouse Name Not Entered	Dennis A. Dressler Dressler & Peters, LLC 111 W. Washington, Ste. 1900 Chicago, IL 60602
Spouse Name Not Entered	Dominique Varner Hughes, Watters & Askanase, LLP 333 Clay, 29th Floor Houston, TX 77002
Spouse Name Not Entered	FIA CSNA P O Box 26012, NC4-105-02-77 Greensboro, NC 27410

In re John H. Hamilton Sr.

Case No. 10-35770-H4-11

(if known)

# **SCHEDULE H - CODEBTORS**

NAME AND ADDRESS OF CODED OF	NAME AND ADDRESS OF ODERSTOOD
NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Spouse Name Not Entered	Foreman Glass & Mirror c/o Charles H. Portz III Portz & Portz 1314 Texas Ave., #1001 Houston, TX 77002
Spouse Name Not Entered	HCB Mechanical, Inc. 13217 Weiman Rd. Houston, TX 77041
Spouse Name Not Entered	Headwaters Construction Materials c/o Andrew McCormick McCormick McNeal Edler & Williams LP 5909 West Loop South, Ste. 550 Houston, TX 77401
Spouse Name Not Entered	Imperial Capital Bank 700 N. Central Ave Glendale, CA 91203
Spouse Name Not Entered	Imperial Capital Bank 700 N. Central Ave Glendale, CA 91203
Spouse Name Not Entered	Independence Bank, NA P.O. Box 550289 Houston, TX 77255
Spouse Name Not Entered	Independence Bank, NA P.O. Box 550289 Houston, TX 77255

In re John H. Hamilton Sr.

Case No. 10-35770-H4-11

(if known)

# **SCHEDULE H - CODEBTORS**

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Spouse Name Not Entered	Indy Mac JPMorgan Chase 12750 Merit Dr Dallas, TX 75251
Spouse Name Not Entered	Internal Revenue Service P.O. Box 21126 Philadelphia, PA 19114-0326
Spouse Name Not Entered	J. Hans Barcus Cantrell, Ray & Barcus LLP P.O. Box 1019 Huntsville, TX 77342-1019
Spouse Name Not Entered	James R. Ballard Schwartz Semerdjian Haile Ballard LLP 101 West Broadway, Ste. 810 San Diego, CA 92101
Spouse Name Not Entered	John H. Bennett, Jr. Attorney at Law 2777 Allen Pkwy, Ste. 1000 Houston, TX 77019
Spouse Name Not Entered	John R. Gladney 6901 Corporate Drive, Suite 111 Houston, TX 77036
Spouse Name Not Entered	Lange Mechanical Services, L.P. c/o Ciano Pasta 5718 Westheimer, Suite 940 Houston, TX 77057

In re John H. Hamilton Sr.

Case No. 10-35770-H4-11

(if known)

# **SCHEDULE H - CODEBTORS**

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Spouse Name Not Entered	Lawrence L. Huelbig Haynes & Boone, LLP 1 Houston Center 1221 McKinney, Ste 2100 Houston, TX 77002
Spouse Name Not Entered	Lee & Assoc. Commercial Real Est. Inc 5872 Ownes Ave., Ste 200 Carlisbad, CA 92008
Spouse Name Not Entered	Michael Hicks Mullin Hoard & Brown. LLP P.O. Box 2585 Lubbock, TX 79408-2585
Spouse Name Not Entered	Michael J. Smith Chernosky, Smith, Ressling & Smith PLLC 4646 Wild Indigo, Suite 110 Houston, TX 77027
Spouse Name Not Entered	National Loan Investors, L.P. 3030 Northwest Expressway St, Suite 1313 Oklahoma City, OK 73112
Spouse Name Not Entered	North Houston Bank P O Box 11626 Houston, TX 77293
Spouse Name Not Entered	Onewest Bank One National City Kalamazoo, MI 49009

In re John H. Hamilton Sr.

Case No. 10-35770-H4-11

(if known)

# **SCHEDULE H - CODEBTORS**

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Spouse Name Not Entered	Patriot Bank 7500 San Felipe St, Ste 1 Houston, TX 77063
Spouse Name Not Entered	Pennbridge Orchard Plaza S, L.P. c/o John R. Gilbert Gilbert & Gilbert P.O. Box 1819 Angleton, TX 77515
Spouse Name Not Entered	Regions Bank c/o Ann Marie Laney Hill McGlinchey Stafford PLLC 1001 McKinney St. Ste. 1500 Houston, TX 77002
Spouse Name Not Entered	Richard L. Crozier Davidson & Troilo 919 Congress Ave., Ste. 810 Austin, TX 78701
Spouse Name Not Entered	SCS Construction Management, Inc. c/o J. Hans Barcus Cantrell, Ray & Barcus, LLP P.O. Box 1019 Huntsville, TX 77342
Spouse Name Not Entered	Steven J. Lownds Quilling, Selander, Cummiskey & Lownds 2001 Bryan Street, Suite 1800 Dallas, TX 75201
Spouse Name Not Entered	W. Jeff Paradowski Law Offices of W. Jeff Paradowski 1604 Copperfield Parkway College Station, TX 77845

In re John H. Hamilton Sr.

Case No. 10-35770-H4-11

(if known)

# **SCHEDULE H - CODEBTORS**

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Spouse Name Not Entered	Wells Fargo Bank, NA c/o Steven J. Lownds Quilling Selander Cummiskey & Lownds PC 2001 Bryan St. Ste. 1800 Dallas, TX 75201

B6I (Official Form 6I) (12/07)

In re John H. Hamilton Sr.

Case No.	10-35770-H4-11
	(if known)

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status:	Dependents of Debtor and Spouse					
Separated	Relationship(s):	Spouse Daughter	Age(s): 54 16	Relationship	o(s):	Age(s):
		Dauginoi	10			
Employment:	Debtor			Spouse		
Occupation	Independant Co	ntractor				
Name of Employer	·					
How Long Employed	1 month					
Address of Employer						
INCOME: (Estimate of av	verage or projected	d monthly inc	ome at time case filed	)	DEBTOR	SPOUSE
			rate if not paid monthl		\$0.00	<u>0. 0002</u>
2. Estimate monthly ove		`	,	,	\$0.00	
3. SUBTOTAL					\$0.00	
4. LESS PAYROLL DE					Фо оо	
a. Payroll taxes (inclu		y tax if b. is z	ero)		\$0.00 \$0.00	
<ul><li>b. Social Security Tag</li><li>c. Medicare</li></ul>	X.				\$0.00 \$0.00	
d. Insurance					\$0.00	
e. Union dues					\$0.00	
f. Retirement					\$0.00	
g. Other (Specify) _				_	\$0.00	
h. Other (Specify)				_	\$0.00	
i. Other (Specify)				_	\$0.00	
j. Other (Specify) k. Other (Specify)				<u> </u>	\$0.00 \$0.00	
5. SUBTOTAL OF PAY	ROLL DEDUCTIO	NS		_	\$0.00	
6. TOTAL NET MONTH					\$0.00	
7. Regular income from	operation of busin	ness or profe	ssion or farm (Attach	detailed stmt)	\$0.00	
8. Income from real pro	•	•	,	,	\$0.00	
<ol><li>Interest and dividend</li></ol>					\$0.00	
<ol><li>Alimony, maintenance</li></ol>		ents payable	to the debtor for the	debtor's use or	\$0.00	
that of dependents lis		(Cif ).				
11. Social security or gov	ernment assistan	ce (Specify):			\$0.00	
12. Pension or retiremen	t income				\$0.00	
13. Other monthly incom	e (Specify):					
a. monthly income on 6	month contract				\$22,500.00	
					\$0.00	
C	_				\$0.00	
14. SUBTOTAL OF LINE					\$22,500.00	
15. AVERAGE MONTHL	-		· · · · · · · · · · · · · · · · · · ·		\$22,500.00	
16. COMBINED AVERAG	GE MONTHLY INC	COME: (Com	bine column totals fror	m line 15)	\$22,	500.00

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: Contract for present income is for 6 months then terminates. Previously paid living expenses with funds borrowed from family members over 1 year ago.

B6J (Official Form 6J) (12/07)

IN RE: John H. Hamilton Sr.

Case No.	10-35770-H4-11			
	(if known)			

# SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any
payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may
differ from the deductions from income allowed on Form 22A or 22C.

Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schlabeled "Spouse."	edule of expenditures
Rent or home mortgage payment (include lot rented for mobile home)     a. Are real estate taxes included?	\$4,750.00
Utilities: a. Electricity and heating fuel     b. Water and sewer     c. Telephone     d. Other: Cable	\$1,800.00 \$265.00 \$350.00 \$220.00
3. Home maintenance (repairs and upkeep) 4. Food 5. Clothing 6. Laundry and dry cleaning 7. Medical and dental expenses 8. Transportation (not including car payments) 9. Recreation, clubs and entertainment, newspapers, magazines, etc. 10. Charitable contributions	\$475.00 \$575.00 \$250.00 \$175.00 \$250.00 \$600.00 \$210.00
11. Insurance (not deducted from wages or included in home mortgage payments)  a. Homeowner's or renter's  b. Life  c. Health  d. Auto e. Other:	\$845.00 \$439.00 \$416.00
12. Taxes (not deducted from wages or included in home mortgage payments)  Specify: Income Tax payments	\$3,000.00
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)  a. Auto: 2007 Mercedes 450 GL  b. Other: 2009 Lincoln MKS  c. Other: HOA  d. Other:	\$1,465.00 \$724.00 \$150.00
<ul> <li>14. Alimony, maintenance, and support paid to others:</li> <li>15. Payments for support of add'l dependents not living at your home:</li> <li>16. Regular expenses from operation of business, profession, or farm (attach detailed statement)</li> <li>17.a. Other:</li> <li>17.b. Other:</li> </ul>	
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)	\$17,059.00
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following document: <b>None.</b>	g the filing of this
20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I  b. Average monthly expenses from Line 18 above  c. Monthly net income (a. minus b.)	\$22,500.00 \$17,059.00 \$5,441.00

B6 Summary (Official Form 6 - Summary) (12/07)

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re John H. Hamilton Sr. Case No. 10-35770-H4-11

Chapter 11

### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$1,700,000.00		
B - Personal Property	Yes	7	\$86,186.00		
C - Property Claimed as Exempt	Yes	7			
D - Creditors Holding Secured Claims	Yes	1		\$2,024,867.77	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		\$0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	14		\$50,019,568.86	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	8			
I - Current Income of Individual Debtor(s)	Yes	1			\$22,500.00
J - Current Expenditures of Individual Debtor(s)	Yes	1			\$17,059.00
	TOTAL	42	\$1,786,186.00	\$52,044,436.63	

Form 6 - Statistical Summary (12/07)

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re John H. Hamilton Sr. Case No. 10-35770-H4-11

Chapter 11

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11, or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	
Student Loan Obligations (from Schedule F)	
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	
TOTAL	
State the following:	
Average Income (from Schedule I, Line 16)	
Average Expenses (from Schedule J, Line 18)	
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	
State the following:	<b> </b>
Total from Schedule D, "UNSECURED PORTION, IF ANY" column	
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column	
4. Total from Schedule F	
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)	

## Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 45 of 66

B6 Declaration (Official Form 6 - Declaration) (12/07) In re **John H. Hamilton Sr.** 

Case No. <u>10-35770-H4-11</u> (if known)

# DECLARATION CONCERNING DEBTOR'S SCHEDULES DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have sheets, and that they are true and correct to the between the sheets.	read the foregoing summary and schedules, consisting of best of my knowledge, information, and belief.	44
Date 07/20/2010	Signature /s/ John H. Hamilton Sr.  John H. Hamilton Sr.	
Date	Signature	
	[If joint case, both spouses must sign.]	

### Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 46 of 66

B7 (Official Form 7) (04/10)

### UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re: John H. Hamilton Sr.

Case No. 10-35770-H4-11 (if known)

### STATEMENT OF FINANCIAL AFFAIRS

#### 1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

\$51,273.00 2007 joint wages

\$14,773,809.00 2007 gross income Conserv Tech LLC

\$1,696,485.00 2007 gross income from Construction Services Technology

\$3,507,811.34 2008 gross income Conserv Tech LLC

### 2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

\$336,747.00 2007 joint interest earned

#### 3. Payments to creditors

Complete a. or b., as appropriate, and c.

None

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

	DATES OF		
NAME AND ADDRESS OF CREDITOR	PAYMENTS	<b>AMOUNT PAID</b>	AMOUNT STILL OWING
Onewest Bank	4-7-10	\$40,000.00	\$1,999,007.00
One National City			
Kalamazoo, MI 49009			
Chase Auto	4-15-10, 5-15-	\$4,395.00	\$25,860.77
201 N. Walnut St # De1-10	10 and 06-15-		
Wilmington, DE 19801	10 each		
	payment was		
	\$1465.00		

None

N

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,850\*. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

<sup>\*</sup> Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

## Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 47 of 66

B7 (Official Form 7) (04/10) - Cont.

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re: John H. Hamilton Sr. Case No. 10-35770-H4-11

(if known)

### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 1

None

✓

c. All debtors: List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

### 4. Suits and administrative proceedings, executions, garnishments and attachments

None

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CASE NUMBER
Case No. 4:09-CV-00602; Center
Capital Corporation v. Chocolate
Chip Aviation, LLC, et al

**CAPTION OF SUIT AND** 

NATURE OF PROCEEDING collections

COURT OR AGENCY AND LOCATION U.S. District Court, Southern District of Texas, Houston Division,

281st Judicial District

Court, Harris County,

STATUS OR DISPOSITION pending

Case No. 2007-60070; Rodney DeWalt v. Option 1 Realty Group, Briar Forest Plaza, L.P., John Hamilton, Lee Murphy, James "Jim" Fields, Citibank Texas, N.A.

Case No. 08-DCV-167843; Fort Bend County v. John Hamilton, et al

Case No. 2005-72,944; Suntree Realty Partners, L.P. vs. Mason Road Trust, Joe Kilgore, John Hamilton & Alan Goldsmith

Case No. 2009-16309; Cathay Holdings 3, LLC. v. Mission Mercado, LP, John Hamilton, Option 1 Realty Group, LP, and Option 1 Realty Management Group, LLC

Case No. 2009-14046; Compass Bank v. Jones Road Plaza Trust & John Hamilton

Case No. 46553; Pennbridge Orchard Plaza S., LP, et al v. Silver Lake Road, LP and John Hamilton

Case No. 2007-61773; United Partners Group, LLC. v. Option 1 Realty Group, LP and John Hamilton, Individually 434th Judicial District,

Fort Bend County,

**Texas** 

**Texas** 

129th Judicial District, Harris County, Texas

In the 333rd Judicial District Court, Harris County, Texas

129th Judicial District Court; Harris County,

**Texas** 

149th Judicial District Court, Brazoria County,

Texas

61st Judicial District, Harris County, Texas

## Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 48 of 66

B7 (Official Form 7) (04/10) - Cont.

### UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re: John H. Hamilton Sr. Case No. 10-35770-H4-11

(if known)

### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 2

Case No. 2009-09860; Wells Fargo Bank, N.A. as Trustee For The Registered Holders of Wachovia Bank Commercial Mortgage Trust, Cmmercial Mortage Pass-Through Certificates Series 2006-C23 v. Windsor At Grand Parkway, LP, Barry Chapman and John Hamilton In the 333rd Judicial District Court, Harris County, Texas

Case No. 2009-64170; K&H Group LLC, and Alex Yanez v. John Hamilton

Case No. 2008-59247; SCS Construction Management, Inc. v. John Hamilton and Conserv Tech, LLC

Case No. 2008-35817; Regions Bank v. French Creek Plaza, LP and John Hamilton

Case No. 900,519-801; Headwaters Construction Materials v. Conserv Tech, LLC and John Hamlton, Defendants and Citibank, N.A., Garnishee

Case No. 2009-12941; Citibank, N.A. f/k/a Citibank Texas, N.A. v. John Hamilton

Case No. 2007-63801; Bay Area Windham Park, LLC v. Diesel Innovations, Inc.; Davit Lott; NW 1960 Windfern, LP, a Texas Limited Partnership; and John Hamilton, Individually and as General Partner of NW 1960 Windfern, LP

Case No. 2009-550,115; City Bank v. John H. Hamilton

Case No. 37-2009-00103904-CU-BC-CT; Lee & Associates Commercial Real Estate, Inc. v. Grand Parkway Katy Village, L.P.A., John Hamilton In the 125th Judicial District Court, Harris County, Texas

295th Judicial District Court, Harris County, Texas

151st Judicial District Court, Harris County, Texas

In the County Civil Court at Law No. 3, Harris County, Texas

11th Judicial District Court, Harris County,

**Texas** 

In the 269th Judicial District Court, Harris County, Texas

In the 99th District Court, Lubbock County,

Texas

In the Superior Court of California, County of San Diego

B7 (Official Form 7) (04/10) - Cont.

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re: John H. Hamilton Sr. Case No. 10-35770-H4-11

(if known)

### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 3

Case No. 2009-72893; Independence Bank, N.A. v. Automobile One Collectibles, LP and John H. Hamilton

Case No. 2007-77445; Tracy Nguyen, James Nguyen, Atva Investment, Inc. and Marina Bay Management, LLC v. John Hamilton, 45 South Plaza, L.P., Option 1 Realty Group, Linda Phillips, Thomas Barnes, Unclaimed Freight a/k/a T.J.

Case No. 2008-59659; National Loan Investors, L.P. v. John Hamilton

Delivery, Inc., Gallery of Kids and Furniture and Jams Fields

Case No. 935,141; HCB Mechanical, Inc., et al v. OPI-Reno, L.P. & John H. Hamilton

Case No. 935140-001; Foreman Glass & Mirror, HCB Mechanical, Inc., Volt Master Elec Inc. v. John Hamilton, OP1

Case No. 2008-63195; Lange Mechanical Services, L.P. v. Conserv Tech LLC, Option 1 Realty Management Group, LLC and Grand Parkway Katy Village, LP

Case No. 08-DCV-167778; In the Matter of the Marriage of Patricia Louise Hamilton and John Hugh Hamilton, Sr. and in the Interest of Alexis Reed Hamilton, a Child In the 281st Judicial District Court, Harris County, Texas

In the 280th Judicial District Court, Harris County, Texas

In the 270th Judicial District Court, Harris County, Texas

In the County Court at Law No. 3, Harris County, Texas

In the County Court at Law No. 3, Harris County, Texas

In the 133rd Judicial District Court, Harris County, Texas

Divorce Proceeding In

In the 328th Judicial District Court, Fort Bend County, Texas

None

✓

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 5. Repossessions, foreclosures and returns

None

1

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

### Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 50 of 66

B7 (Official Form 7) (04/10) - Cont.

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re: John H. Hamilton Sr.

Case No. 10-35770-H4-11

(if known)

### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 4

None	6. Assignments and receiverships  a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)					
None	b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)					
None	7. Gifts List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)					
None	8. Losses  List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)					
None	<b>9. Payments related to debt counseling or bank</b> List all payments made or property transferred by or on behal consolidation, relief under the bankruptcy law or preparation of this case.	If of the debtor to any persons, i				
	NAME AND ADDRESS OF PAYEE Orlando & Braun LLP 3401 Allen Parkway Suite 101 Houston, TX 77019	DATE OF PAYMENT, NAME OF PAYER IF OTHER THAN DEBTOR 07/06/2010	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY \$8,000.00			

### 10. Other transfers

Money Management, Inc.

None

 $\sqrt{\phantom{a}}$ 

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

50.00

03-11-10

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

# Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 51 of 66

B7 (Official Form 7) (04/10) - Cont.

Patricia L. Hamilton- current spouse- presently

involved in divorce

### **UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION**

In re: John H. Hamilton Sr. Case No. 10-35770-H4-11 (if known)

# STATEMENT OF FINANCIAL AFFAIRS Continuation Sheet No. 5

None	11. Closed financial accounts  List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)
None	12. Safe deposit boxes List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)
None	13. Setoffs  List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)
None	14. Property held for another person List all property owned by another person that the debtor holds or controls.
None	15. Prior address of debtor  If the debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.
None	16. Spouses and Former Spouses  If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

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B7 (Official Form 7) (04/10) - Cont.

### UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re: John H. Hamilton Sr. Case No. 10-35770-H4-11

(if known)

## STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 6

#### 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

None a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material.

Indicate the governmental unit to which the notice was sent and the date of the notice.

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

#### 18. Nature, location and name of business

None

a. If the debtor is an individual, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

None ☑

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

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B7 (Official Form 7) (04/10) - Cont.

### UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS **HOUSTON DIVISION**

John H. Hamilton Sr. Case No. 10-35770-H4-11

(if known)

#### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 7

# The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within six years immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time. (An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.) 19. Books, records and financial statements None a. List all bookkeepers and accountants who within two years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor. None b. List all firms or individuals who within two years immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor. None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain. None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within two years immediately preceding the commencement of this case. 20. Inventories a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory. b. List the name and address of the person having possession of the records of each of the inventories reported in a., above.

None  $\square$ 

 $\square$ 

 $\square$ 

 $\overline{\mathbf{A}}$ 

 $\overline{\mathbf{A}}$ 

None  $\square$ 

#### 21. Current Partners, Officers, Directors and Shareholders

None  $\square$ 

a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

None  $\square$ 

b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

### 22. Former partners, officers, directors and shareholders

None  $\sqrt{\phantom{a}}$ 

a. If the debtor is a partnership, list each member who withdrew from the partnership within one year immediately preceding the commencement of this case.

b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one year immediately preceding the commencement of this case.

### Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 54 of 66

B7 (Official Form 7) (04/10) - Cont.

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re: **John H. Hamilton Sr.** Case No. <u>10-35770-H4-11</u>

(if known)

### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 8

#### 23. Withdrawals from a partnership or distributions by a corporation

None

✓

If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during one year immediately preceding the commencement of this case.

### 24. Tax Consolidation Group

₩.

If the debtor is a corporation, list the name and federal taxpayer-identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within six years immediately preceding the commencement of the case.

### 25. Pension Funds

None

If the debtor is not an individual, list the name and federal taxpayer-identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within six years immediately preceding the commencement of the case.

# Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 55 of 66

B7 (Official Form 7) (04/10) - Cont.

### **UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION**

In re: John H. Hamilton Sr. Case No. **10-35770-H4-11** (if known)

# STATEMENT OF FINANCIAL AFFAIRS Continuation Sheet No. 9

[If completed by an individual or individual and spouse	]		
I declare under penalty of perjury that I have read the a attachments thereto and that they are true and correct.		the foregoing statement of financial affairs and any	
Date 07/20/2010	Signature	/s/ John H. Hamilton Sr.	
	of Debtor	John H. Hamilton Sr.	
Date	Signature		
	of Joint Debt	or	
	(if any)		
Penalty for making a false statement: Fine of up to \$5	00 000 or imprisonm	ent for up to 5 years, or both	

enalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

### Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 56 of 66

B 201B (Form 201B) (12/09)

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re **John H. Hamilton Sr.**Case No. <u>10-35770-H4-11</u>

Chapter 11

# CERTIFICATION OF NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

#### **Certification of the Debtor**

I (We), the debtor(s), affirm that I (we) have received and read the attached notice, as required by § 342(b) of the Bankruptcy Code.

John H. Hamilton Sr.	X _/s/ John H. Hamilton Sr.	07/20/2010
	Signature of Debtor	Date
Printed Name(s) of Debtor(s)	X	
Case No. (if known)	Signature of Joint Debtor (if any)	Date
Certificate of Compl	liance with § 342(b) of the Bankruptcy Code	
I, Calvin Braun required by § 342(b) of the Bankruptcy Code.	, counsel for Debtor(s), hereby certify that I delivered to the	e Debtor(s) the Notice
/s/ Calvin Braun		
Calvin Braun, Attorney for Debtor(s)		
Bar No.: 00783713		
Orlando & Braun LLP		
3401 Allen Parkway		
Suite 101		
Houston, TX 77019		
Phone: (713) 521-0800		
Fax: (713) 521-0842		
E-Mail: calvinbraun@orlandobraun.com		

Instructions: Attach a copy of Form B 201A, Notice to Consumer Debtor(s) Under § 342(b) of the Bankruptcy Code.

Use this form to certify that the debtor has received the notice required by 11 U.S.C. § 342(b) ONLY if the certification has NOT been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

B 201A (Form 201A) (12/09)

WARNING: Effective December 1, 2009, the 15-day deadline to file schedules and certain other documents under Bankruptcy Rule 1007(c) is shortened to 14 days. For further information, see note at bottom of page 2.

#### UNITED STATES BANKRUPTCY COURT

# NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a JOINT CASE (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days BEFORE the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)
Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13:</u> Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at http://www.uscourts.gov/bkforms/bankruptcy\_forms.html#procedure.

Many filing deadlines change on December 1, 2009. Of special note, 12 rules that set 15 days to act are amended to require action within 14 days, including Rule 1007(c), filing the initial case papers; Rule 3015(b), filing a chapter 13 plan; Rule 8009(a), filing appellate briefs; and Rules 1019, 1020, 2015, 2015.1, 2016, 4001, 4002, 6004, and 6007.

# Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 59 of 66

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

IN RE: John H. Hamilton Sr. CASE NO 10-35770-H4-11

CHAPTER 11

	DISCLOSURE OF COMPI	ENSATION OF ATTORN	EY FOR DEBTOR
1.	Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. that compensation paid to me within one year befo services rendered or to be rendered on behalf of this as follows:	re the filing of the petition in bankro	uptcy, or agreed to be paid to me, for
	For legal services, I have agreed to accept:	Hourly: Estimated Total	\$0.00
	Prior to the filing of this statement I have received:		\$8,000.00
	Balance Due:	Hourly: Approximately	(\$8,000.00)
2.	The source of the compensation paid to me was:		
	☑ Debtor ☐ Other (spec	cify)	
3.	The source of compensation to be paid to me is:		
	☑ Debtor ☐ Other (spec	cify)	
4.	✓ I have not agreed to share the above-disclose associates of my law firm.	ed compensation with any other pe	rson unless they are members and
	I have agreed to share the above-disclosed coassociates of my law firm. A copy of the agree compensation, is attached.		
5.	In return for the above-disclosed fee, I have agree a. Analysis of the debtor's financial situation, and r bankruptcy;	-	
	<ul><li>b. Preparation and filing of any petition, schedules</li><li>c. Representation of the debtor at the meeting of</li></ul>		
6.	By agreement with the debtor(s), the above-disclos	sed fee does not include the follow	ing services:
	Any and all representation of Debtor(s) in conte	ested proceeding(s) and/or adve	rsary proceeding(s).
		CERTIFICATION	
	I certify that the foregoing is a complete statemer representation of the debtor(s) in this bankruptcy p		ent for payment to me for
	07/20/2010	/s/ Calvin Braun	
	Date	Calvin Braun Orlando & Braun LLP	Bar No. 00783713
		3401 Allen Parkway Suite 101	
		Houston, TX 77019	
		Phone: (713) 521-0800 / Fax: (71	3) 521-0842
		calvinbraun@orlandobraun.com	

### Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 60 of 66

B4 (Official Form 4) (12/07)

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

IN RE: **John H. Hamilton Sr.** Case No. **10-35770-H4-11** 

Chapter 11

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

Name of creditor and complete mailing address, including zip code  Citibank N.A. fka Citibank Texas,	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, goverment contract, etc.)  Personal Guarantee- Business Debt	(4) Indicate if claim is contingent, unliquidated, disputed, or subject to setoff  Contingent	
NA c/o Karl Burrer Haynes & Boone, LP 1221 McKinney, Ste. 2100 Houston, TX 77010			Unliquidated Disputed	
North Houston Bank P O Box 11626 Houston, TX 77293		Personal Guarantee- Business Debt	Contingent Unliquidated Disputed	
Imperial Capital Bank 700 N. Central Ave Glendale, CA 91203		Personal Guarantee- Business Debt	Contingent Unliquidated Disputed	
City Bank 5219 City Bank Parkway Lubbock, TX 79407		Personal Guarantee- Business Debt	Contingent Unliquidated Disputed	
Center Capital Corporation 3 Famr Glen Blvd. Farmington, CT 06032		Personal Guarantee- Business Debt	Contingent Unliquidated Disputed	
Regions Bank c/o Ann Marie Laney Hill McGlinchey Stafford PLLC 1001 McKinney St. Ste. 1500 Houston, TX 77002		Personal Guarantee- Business Debt	Contingent Unliquidated Disputed	

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B4 (Official Form 4) (12/07)

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

IN RE: **John H. Hamilton Sr.** Case No. **10-35770-H4-11** 

Chapter 11

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

	Contin	uation Sneet No. 1		
Name of creditor and complete mailing address, including zip code	(2) Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	(4) Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured also state value of security]
City Bank 5219 City Bank Parkway Lubbock, TX 79407		Personal Guarantee- Business Debt	Contingent Unliquidated Disputed	
Patriot Bank 7500 San Felipe St, Ste 1 Houston, TX 77063		Personal Guarantee- Business Debt	Contingent Unliquidated Disputed	
SCS Construction Management, Inc. c/o J. Hans Barcus Cantrell, Ray & Barcus, LLP P.O. Box 1019 Huntsville, TX 77342		Personal Guarantee- Business Debt	Contingent Unliquidated Disputed	
Bay Area Windham Park LLC c/o Ross Spence Snow Fogel Spence LLP 2929 Allen Parkway, Ste. 4100 Houston, TX 77019		Personal Guarantee- Business Debt	Contingent Unliquidated Disputed	
Independence Bank, NA P.O. Box 550289 Houston, TX 77255		Personal Guarantee- Business Debt	Contingent Unliquidated Disputed	
City Bank 5219 City Bank Parkway Lubbock, TX 79407		Personal Guarantee- Business Debt	Contingent Unliquidated Disputed	
Internal Revenue Service P.O. Box 21126 Philadelphia, PA 19114-0326		1040 Taxes		\$87,074.10

## Case 10-35770 Document 11 Filed in TXSB on 07/20/10 Page 62 of 66

B4 (Official Form 4) (12/07)

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

IN RE: John H. Hamilton Sr. Case No. 10-35770-H4-11

Chapter 11

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Name of creditor and complete mailing address, including zip code  Independence Bank, NA P.O. Box 550289 Houston, TX 77255	(2) Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, goverment contract, etc.)  Misc. Business Debt	(4) Indicate if claim is contingent, unliquidated, disputed, or subject to setoff  Contingent Unliquidated Disputed	
Citibank N.A. fka Citibank Texas, NA c/o Karl Burrer Haynes & Boone, LP 1221 McKinney, Ste. 2100 Houston, TX 77010		Attorney Fees	Contingent Unliquidated Disputed	\$79,315.00
Imperial Capital Bank 700 N. Central Ave Glendale, CA 91203		Personal Guarantee- Business Debt	Contingent Unliquidated Disputed	
DCFS USA LLC 36455 Corporate Dr Farmington Hills, MI 48331		Misc. goods and services		\$19,086.00
Headwaters Construction Materials c/o Andrew McCormick McCormick McNeal Edler & Williams LP 5909 West Loop South, Ste. 550		Personal Guarantee- Business Debt	Contingent Unliquidated Disputed	,
Chase Bank One Card Services Westerville, OH 43081		Misc. goods and services		\$14,037.00
Glen Lowenstein P. O. Box 31339 Houston, Texas 77231		Services		\$12,500.00

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B4 (Official Form 4) (12/07)

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

IN RE: **John H. Hamilton Sr.** Case No. **10-35770-H4-11** 

Chapter 11

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

declare under penalty of perjury that I have read the pelief.	and that it is true and correct to the best of my information and	
Date: <b>07/20/2010</b>	Signature:_	/s/ John H. Hamilton Sr. John H. Hamilton Sr.

B22B (Official Form 22B) (Chapter 11) (01/08)

In re: John H. Hamilton Sr.

Case Number: 10-35770-H4-11

### **CHAPTER 11 STATEMENT OF CURRENT MONTHLY INCOME**

In addition to Schedules I and J, this statement must be completed by every individual chapter 11 debtor, whether or not filing jointly. Joint debtors may complete one statement only.

	Marital/filing status. Check the box that applies and a. ☐ Unmarried. Complete only Column A ("Deb b. ☑ Married, not filing jointly. Complete only Colu	complete the balanc			ted		
	c. Married, filing jointly. Complete both Column						
1	Lines 2-10.  All figures must reflect average monthly income receive during the six calendar months prior to filing the bankru of the month before the filing. If the amount of monthly months, you must divide the six-month total by six, and appropriate line.	on the last daying the six	Column A  Debtor's Income	Column B Spouse's Income			
2	Gross wages, salary, tips, bonuses, overtime, com	missions.		\$0.00			
	Net income from the operation of a business, profection a and enter the difference in the appropriate columbusiness, profession or farm, enter aggregate numbers attachment. Do not enter a number less than zero.	ession, or farm. Sul mn(s) of Line 3. If m	ore than one	ţ			
3	a. Gross receipts	\$0.00					
3	b. Ordinary and necessary business expenses	\$0.00					
	c. Business income	Subtract Line b	from Line a.	\$0.00			
	Net rental and other real property income. Subtract difference in the appropriate column(s) of Line 4. Do n						
4	a. Gross receipts	\$0.00					
	b. Ordinary and necessary operating expenses	\$0.00					
	c. Rent and other real property income	Subtract Line b	from Line a.	\$0.00			
5	Interest, dividends, and royalties.			\$0.00			
6	Pension and retirement income.			\$0.00			
7	Any amounts paid by another person or entity, on a expenses of the debtor or the debtor's dependents that purpose. Do not include alimony or separate materials.	pport paid for					
	paid by the debtor's spouse if Column B is completed.			\$0.00			
8	Unemployment compensation claimed to be a Debtor Spouse						
	benefit under the Social Security Act	\$1,138.67		\$0.00			
9	Income from all other sources. Specify source and sources on a separate page. Total and enter on Line Separate maintenance payments paid by your spot include all other payments of alimony or separate rany benefits received under the Social Security Act or war crime, crime against humanity, or as a victim of integral.  a.  b.	<ol> <li>Do not include use if Column B is maintenance. Do r payments received</li> </ol>	alimony or completed, but not include as a victim of a	\$0.00			

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### B22B (Official Form 22B) (Chapter 11) (01/08)

10	Subtotal of current monthly income. Add Lines 2 thru 9 in Column A, and, if Column B is completed, add Lines 2 through 9 in Column B. Enter the total(s).	\$0.00	
11	<b>Total current monthly income.</b> If Column B has been completed, add Line 10, Column A to Line 10, Column B, and enter the total. If Column B has not been completed, enter the amount from Line 10, Column A.		\$0.00

Part II: VERIFICATION										
	I declare under penalty of perjury that the information provided in this statement is true and correct. (If this is a joint case, both debtors must sign.)									
12	Date: 07/20/2010	Signature:	/s/ John H. Hamilton Sr. John H. Hamilton Sr.	-						
	Date:	Signature:	(Joint Debtor, if any)	-						

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# **Current Monthly Income Calculation Details**

In re: John H. Hamilton Sr. Case Number: 10-35770-H4-11

Chapter: 11

### 8a. Unemployment compensation claimed to be a benefit under the Social Security Act.

Debtor or Spouse's Income	Description (if available)								
	6 Months Ago	5 Months Ago	4 Months Ago	3 Months Ago	2 Months Ago	Last Month	Avg. Per Month		

<u>Debtor</u> <u>\$1,708.00</u> \$1,708.00 \$1,70